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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/798,448	03/12/2004	Takeshi Takezawa	119082	5260

25944 7590 06/30/2006

OLIFF & BERRIDGE, PLC
P.O. BOX 19928
ALEXANDRIA, VA 22320

EXAMINER

REHM, ADAM C

ART UNIT	PAPER NUMBER
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2875

DATE MAILED: 06/30/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/798,448	Applicant(s)	
	Examiner Adam C. Rehm	Art Unit 2875	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 07 April 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this

Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

1. Claim 11 is rejected under 35 U.S.C. 102(b) as being anticipated by MOENCH ET AL. (US 2005/0024880), which discloses an illumination apparatus for a projector/light modulator (Paragraph 2) including:

- A light emitting tube, which has a light emitting portion performing light emission between a pair of electrodes (2);
- A sealing portion/electrode shaft located on a front side (22);
- A sealing portion/electrode shaft located on a rear side (23);
- Wherein each sealing portion/electrode shaft conduct heat from electrodes/have heat conduction parts (Fig. 1 illustrates electrodes within a heat conducting tube with end parts 2);
- A first reflector which is arranged on a rear side with respect to the light emitting portion of the light emitting tube (1);
- A second reflector which is a heat/reflection material arranged on a front side with respect to the light emitting portion and attached to the sealing portion located on the front side so that its reflection

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may surround substantially the front half of said light emitting portion (3); and

- An end part of at least one of said pair of electrodes is held in touch with an inner surface of said light emitting tube (Fig. 1 illustrates electrodes within tube 2 supported by a surface therein).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-6, 9, 10, 12-18 and 21-24 are rejected under 35 U.S.C. 103(a) as being unpatentable over MOENCH ET AL. (US 2005/0024880) and SEKI ET AL. (US 6,734,628). MOENCH discloses an illumination apparatus for a projector/light modulator (Paragraph 2), as provided above, but does not disclose an electrode shaft that is longer/thicker or has a thicker wall on a front side than a rear-side electrode shaft. However, KAI teaches a front end sealed portion/electrode shaft that is longer than that of the corresponding rear-side portion for the purpose of increasing the heat capacity/restricting the temperature on the front side, which is more subject to heat degradation (23, Fig. 1, Column 3, Line 55-Column 4, Line 10 discloses a longer/thicker shaft and corresponding wall in a direction parallel to the shaft length). It would have been obvious to one of ordinary skill in the art at the time of invention to modify MOENCH and use the

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longer/thicker electrode shaft as taught by KAI in order to restrict temperature and likelihood of heat degradation.

3. Claims 7, 8, 19 and 20 are rejected under 35 U.S.C. 103(a) as being unpatentable over MOENCH ET AL. (US 2005/0024880) and SEKI ET AL. (US 6,734,628). MOENCH discloses an illumination apparatus for a projector/light modulator (Paragraph 2), as provided above, but does not disclose a sealing portion coated with a heat radiation material. However, SEKI teaches a heat radiation material (40) coating a sealing portion (20, Fig. 1) for the purpose of suppressing a temperature increase (Column 7, Lines 17-40). It would have been obvious to one of ordinary skill in the art at the time of invention to modify MOENCH and use the heat radiation material as taught by SEKI in order to facilitate optimal operating temperatures of an illumination apparatus.

Response to Arguments

4. Applicant's arguments, filed 4/7/2006, have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of MOENCH ET AL. (US 2005/0024880). This Action is non-final.

5. Applicant's remaining arguments regarding secondary references are based on the use of Examiner's primary reference. Given Examiner's reconsideration and subsequent withdrawal of the primary reference, the remaining arguments are moot.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

6. RITZ ET AL. (US 2005/0218769) discloses a secondary reflector.


Correspondence

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Adam C. Rehm whose telephone number is 571.272.8589. The examiner can normally be reached on M-F 9-5:30 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sandra O'Shea can be reached on 571.272.2378. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

ACR 6/20/2006


Thomas M. Sander
Primary Examiner